



# EXPEDITED RULE MAKING

**CR-105 (June 2004)**  
(Implements RCW 34.05.353)  
**EXPEDITED RULE MAKING ONLY**

Agency: Department of Social and Health Services, Aging and Disability Services Administration

Title of rule and other identifying information: (Describe Subject)  
WAC 388-78A-2480 Tuberculosis (TB) tests

## NOTICE

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

Name: Rules Coordinator  
Agency: Department of Social and Health Services  
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**AND RECEIVED BY 5:00 p.m. on November 20, 2006**

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed amendment will eliminate a numbering/ typographical error that exists in the current rule. Presently, there are two subsections (1)(d). The proposed amendment will re-number the second subsection (1)(d) and correctly identify it as subsection (1)(e).

Persons affected by this proposed amendment are boarding home licensees, boarding home residents, boarding home staff, and other persons who have an interest in the operation of boarding homes.

RCW 34.05.353 (1)(c) allows the use of expedited rule-making to correct typographical errors that do not change the effect of the rule.

Reasons supporting proposal: Amending the rule will eliminate confusion regarding which subsection of WAC 388-78A-2480 is being referenced.

Statutory authority for adoption:  
RCW 18.20.090

Statute being implemented:  
RCW 18.20

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

## CODE REVISER USE ONLY

DATE

9/13/04

NAME (TYPE OR PRINT)

Andy Fernando

SIGNATURE

TITLE

Manager, Rules and Policies Assistance Unit

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

SEP 19 2006

TIME

WSR

1227

06-19-086

AM

PM

(COMPLETE REVERSE SIDE)

Name of proponent: (person or organization): Department of Social and Health Services

☐ Private  
☐ Public  
☒ Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
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Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

AMENDATORY SECTION (Amending WSR 06-01-047, filed 12/15/05, effective 1/15/06)

**WAC 388-78A-2480 TB tests.** (1) The boarding home must ensure each staff person, except for volunteers and contactors, is screened for tuberculosis, as follows:

(a) Except when a staff person provided the boarding home with documentation of a previous positive Mantoux skin test, a staff person hired before September 1, 2004 must have had:

(i) A tuberculin skin test by the Mantoux method within six months preceding the date of employment in the boarding home; and

(ii) A second tuberculin skin test within one to three weeks after a negative Mantoux test if the staff person was thirty-five years of age or older at the time of hiring.

(b) A staff person hired on or after September 1, 2004 must have a baseline two-step skin test initiated within three days of being hired unless the staff person meets the requirements in (c) or (d) of this subsection. The skin tests must be:

(i) Given no less than one and no more than three weeks apart;

(ii) By intradermal (Mantoux) administration of purified protein derivative (PPD);

(iii) Read between forty-eight and seventy-two hours following administration, by trained personnel; and

(iv) Recorded in millimeters of induration.

(c) A staff person needs to have only a one-step skin test within three days of being hired if:

(i) There is documented history of a negative result from previous two-step testing; or

(ii) There was a documented negative result from one-step skin testing in the previous twelve months.

(d) A staff person does not need to be skin tested for tuberculosis if he/she has:

(i) Documented history of a previous positive skin test consisting of ten or more millimeters of induration; or

(ii) Documented evidence of adequate therapy for active disease; or

(iii) Documented evidence of adequate preventive therapy for infection.

~~((d))~~ (e) If a skin test results in a positive reaction, the boarding home must:

(i) Ensure that the staff person has a chest X ray within seven days;

(ii) Report positive chest X rays to the appropriate public health authority; and

(iii) Follow precautions ordered by a physician or public health authority.

(2) The boarding home must:

(a) Keep in the boarding home for the duration of the staff person's employment, and at least two years following termination of employment, records of:

(i) Tuberculin test results;

- (ii) Reports of X-ray findings; and
- (iii) Physician or public health official orders.
- (b) Provide staff persons with a copy of the records specified in (a) of this subsection:
  - (i) During the time the staff person is employed in the boarding home, limited to one copy per report; and
  - (ii) When requested by the staff person.
- (3) The boarding home must ensure that caregivers caring for a resident with suspected tuberculosis comply with the WISHA standard for respiratory protection.